

## Message Text

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44

ACTION EUR-25

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03

NSAE-00 NSC-10 PA-04 RSC-01 PRS-01 SPC-03 SS-20

USIA-15 NEA-11 TRSE-00 SAJ-01 EB-11 AID-20 OMB-01

ACDA-19 IO-14 DRC-01 /181 W  
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R 211545Z JAN 74

FM AMEMBASSY VALLETTA

TO SECSTATE WASHDC 5162

INFO AMEMBASSY LONDON

AMEMBASSY ROME

AMEMBASSY BONN

USMISSION NATO

AMEMCONSUL STRASBOURG

AMEMBASSY OSLO

AMEMBASSY VIENNA

AMEMBASSY REYKAJAVIK

AMEMBASSY PARIS

AMEMBASSY LUXEMBOURG

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E.O. 11652: N/A

TAGS/ PINT, MT

SUBJ: CONSTITUTIONAL ISSUES

REF: VALLETTA 0116 (NOTAL)

1. ON OCCASION JAN 20 DEPARTURE FOR STRASBOURG OF  
NATIONALIST PARTY SECGEN DUIDO DEMARCO TO ATTEND  
MEETINGS OF COUNCIL OF EUROPE CONSULTATIVE ASSEMBLY  
AND LEGAL AFFAIRS COMMITTEE, LOCAL PRESS PRINTED A  
MOTION ON SUBJECT WHICH REPORTEDLY WILL BE DISCUSSED  
IN LATTER COMMITTEE.

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2. ACCORDING THESE REPORTS MOTION RECALLS AFFIRMA-

TION OF IMPORTANCE CONVENTION FOR PROTECTION OF HUMAN RIGHTS AND DESIRABILITY OF RECOGNITION OF INDIVIDUAL PETITION AND OF COMPULSORY JURISDICTION OF EUROPEAN COURT OF HUMAN RIGHTS; STATES AWARENESS THAT MALTA NOT ONLY HAS NOT RECOGNIZED EITHER, BUT HAS FAILED TO CONSTITUTE THE CONSTITUTIONAL COURT AND THIS STATE OF AFFAIRS HAS BEEN SO FOR THESE LAST TWELVE MONTHS; STATES THAT NON-CONSTITUTION OF COURT MAY AMOUNT TO DENIAL OF JUSTICE AND VIOLATION OF RULE OF LAW; AND CALLS UPON MALTA TO ENSURE THAT ARTICLE 3 OF STATUTES BE OBSERVED BY HAVING CONSTITUTIONAL COURT CONSTITUTED.

3. ACCORDING THESE REPORTS, M.P.'S FROM NORWAY, ITALY, GERMANY, AUSTRIA, ICELAND, FRANCE, AND LUXEMBOURG ARE SUPPORTING THE MOTION.

4. PRESS ALSO REPORTS BRIEF WEEKEND VISIT OF NATIONALIST DEPUTY LEADER TABONE, AND ASST. SEC GEN FENECH ADAMI TO LUXEMBOURG TO ATTEND MEETING OF EUROPEAN CHRISTIAN DEMOCRATIC PARTIES.

5. COMMENT: LATTER VISIT PRESUMABLY ALSO FOR PURPOSE OF DRUMMING UP MORE SUPPORT FOR THE MOTION, WHICH, IF APPROVED, WOULD BE IMPORTANT PLUS FOR NATIONALIST. ALTHOUGH MINTOFF MIGHT IGNORE SUCH AN EVENT, A NUMBER OF LABOR M.P.S VALUE MALTA'S PARTICIPATION AND REPUTATION IN COUNCIL OF EUROPE.GETZ

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
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**Concepts:** GOVERNMENT REFORM, CONSTITUTIONAL AMENDMENTS, CENTRAL LEGISLATURE, POLITICAL PARTIES, COMMITTEE MEETINGS, PARTY LEADERS, MEETING DELEGATIONS, FOREIGN POLICY POSITION, PARTY MEETINGS, VISITS  
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**Subject:** CONSTITUTIONAL ISSUES  
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**Type:** TE  
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